IN THE HIGH COURT OF JUDICATURE AT BOMBAY

IN ITS INSOLVENCY JURISDICTION

NOTICE OF MOTION NO.190 OF 2006
IN
PETITION NO.42 OF 2003

Re: Kashinath Pandurang Jadhav & Ors. .. Insolvents.
Ex-parte :
The Shamrao Vithal Co-op. Bank Ltd. .. Petitioning Creditor.

WITH
NOTICE OF MOTION NO.191 OF 2006
IN
PETITION NO.55 OF 2003

Re : Mohammed Salim Arbani & Ors ..Insolvents.
Ex-parte:
The Shamrao Vithal Co-op. Bank Ltd. .. Petitioning Creditor.

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Insolvent No.2 present.
Mr. Amol Sakpal i/b G.R. Mehta for the Petitioning Creditor.
Mr. Y.C. Parikh, Official Assignee present.

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CORAM: DR. D.Y. CHANDRACHUD, J.

19th December, 2006.

P.C. :

Insolvent Kantilal K. Bhaskar has taken out a Motion for annulment of the order of adjudication under Section 21(1) of the Presidency Towns Insolvency Act, 1909. The aforesaid Insolvent

has produced a receipt issued by the Petitioning Creditor stating that the Insolvent has been absolved from his liability as principal borrower and as a guarantor to Kashinath Jadhav and Mohammed Salim Arbani. The Assignee states that there is no other outstanding claim as against the aforesaid Insolvents. The Motion is accordingly made absolute in terms of prayer clauses (a) and (b).